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Dated: February 26, 2004

Signature:

(Michael D. Berger)

Docket No.: 60710-00002USC1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

F. Charles Brunicardi

Application No.: 10/656450

Confirmation No.: 8472

Filed: September 5, 2003

Art Unit: 1632

For: PROMOTER DRIVEN TISSUE SPECIFIC
CYTOTOXIC AGENTS AND METHODS OF
USE

Examiner: Not Yet Assigned

DECLARATION PURSUANT TO 37 C.F.R. 1.821(f)

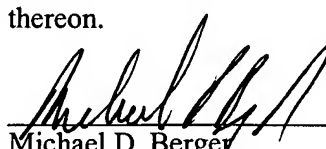
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Commissioner for Patents
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Dear Sir:

I, Michael D. Berger, declare as follows:

1. That the content of the paper and computer readable copies of the Sequence Listing, submitted in accordance with 37 C.F.R. 1.821(c) and (e), respectively, and PCT Rule 5.2, are the same in compliance with 37 C.F.R. 1.821(f).
2. That all statements made herein of my own knowledge are true and that all statements were made on the information and belief that the statements are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: February 19, 2004


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